IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 8TH JANUARY 2007 / 18TH PAUSHA 1928

WP(C).No. 27771 of 2006(F)

PETITIONER:

C.K. AZEEZ, AGED 32 YEARS,
S/O. C.E. KASIM, BUSINESS, CHUDUKATTIL HOUSE,
ELANTHESHAM P.O., THODUPUZHA.

BY ADV. SRI.PEEYUS A.KOTTAM

RESPONDENTS:

1. THODUPUZHA MUNICIPALITY,
REPRESENTED BY ITS SECRETARY, MUNICIPAL OFFICE,
THODUPUZHA.

ADDL. 2. NOOR MUHAMMED NOORISHA,
KANIYATH HOUSE,
PALARIVATTOM P.O.,
EDAPPALLY, KOCHI.
(ADDL. 2ND RESPONDENT IMPLEADED AS PER ORDER DT.8.11.06
IN IA NO.15250/06)

R2 BY ADV. SRI.P.K.SOYUZ,THODUPUZHA MUNICIPALITY
SRI.K.SRIKUMAR
SRI.C.N.SREEKUMAR
SRI.K.MANOJ CHANDRAN
SRI.P.R.AJITH KUMAR
SRI.K.PRABHAKARAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 27771 OF 2006

Dated this the 8th day of January, 2007

JUDGMENT

Even though an interim order was passed on 20.12.06 that the respondents will file counter affidavit, if any, by 08.01.07, today also the additional 2nd respondent prays for time to file counter affidavit. Counsel for the Municipality brings to my notice that Ext.P3 order is appealable. I relegate the petitioner to remedy by way of appeal and dispose of the Writ Petition accordingly. However, the interim order dt.20.12.06 will continue to operate for a period of one more month from today. The Tribunal will entertain the appeal as one filed on time if the appeal is filed by the petitioner within 10 days of his receiving copy of this judgment.

PIUS C. KURIAKOSE, JUDGE

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